IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. WJC No.943 of 2007
VIKASH KUMAR
Versus
STATE OF BIHAR & ORS
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2. 23.10.08. In the instant writ application, the petitioner has prayed for restoration of possession of his residential house and house- hold articles which have been stolen by the accused persons of Pupari P.S. Case No. 64/2007, registered under Sections 341, 323, 504, 373, 448/34 and 379 of the Indian Penal Code.

Learned counsel for the petitioner states that taking advantage of the absence of the petitioner and his mother and sister, one of his aunt, namely, Veena Singh, who is Sarpanch of local Gram Panchyat locked the residential premises and dispossessed him from his residential house and also took away other house-hold articles.

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Learned counsel submits that the petitioner has filed representation dated 13. 08.07 before I.O. as well as representation dated 24. 8. 07 before the S.P. Sitamarhi.

Learned counsel for the State submits that after investigation, charge sheet has been submitted under Section 323 and 504 of the Indian Penal Code. The petitioner seems aggrieved by it also.

It will be open for the petitioner to pursue his Protest-cum-Complaint Petition.

So far as restoration of possession of house as well as goods are concerned, petitioner may file application before the appropriate forum for recovery of the same. This Court further observed that the S.P., Sitamarhi, would dispose of the representation filed by the petitioner dated 24. 8. 07

(Annexure- 3 series).

With the aforesaid observation, this application is disposed of.

m.p. **(Samarendra Pratap Singh, J.)**

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